

From: [Hamilton, Andy](#)
To: [Burke, Ruth A](#)
Cc: [Eleftheriou, Victoria H](#); [King, Molly](#); [Pizzuti, Lou S](#); [Tierney, Katherine](#); [Tarbuck, Kathy](#); [Bertocci, Cynthia S](#); [Christopher Littlefield](#); [Debbie Cooper](#); [Linwood Violette](#); [Rick Sanborn](#); [Rod & Judy Pease](#)
Subject: RE: Hartland Sludge Landfill
Date: Wednesday, September 23, 2020 5:34:40 PM
Attachments: [image003.png](#)
[image004.png](#)

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Ruth Ann—

Per the email from Cynthia Bertocci below, I am writing to provide the comments of the Licensee/Town of Hartland on the Amendments to the Relicensure Order. We thank the Department Staff for preparing those Amendments for the Board's consideration on October 15.

The Town's comments on the Amendments follow:

“Based on the Licensee's review of the proposed Amendments to the Relicensure Order, we provide the following brief comments:

1. As Applicant and Licensee, we support and agree with the amendment related to public notice associated with future license applications as scoped and drafted by the Staff;
2. As Applicant and Licensee, we support and agree with the amendment related to measurement of odors at the facility and neighboring properties as drafted by the Staff; and
3. As Applicant and Licensee, we support and agree with the Staff's amendment related to Hydrogen Sulfide, offering the following clarifying language (in red), and restate and confirm that the Applicant for Relicensure does not believe that Hydrogen Sulfide will be a factor in further landfill operations.

“The Department found that the monitoring on Martin Street showed that while odors from H₂S were apparent, at certain times in August and September of 2018, within the Martin Street neighborhood, the ambient air levels did not exceed the acute ambient air guideline for H₂S and monitoring results showed that levels were consistently non-detect in the neighborhood prior to cessation of monitoring in November of 2018.”

We have no other comments on the changes to the Draft Order.”

Again, we wish to express our appreciation to Department Staff and to the Board for their efforts in advancing the Relicensure Order to final conclusion. We understand that the Board will finalize its deliberations on the Revised Order on October 15. Please advise when the time for this matter is set on the Board's agenda for that date so that representatives of the Licensee may attend and observe.

Kind regards,

Andy

P. Andrew Hamilton

Eaton Peabody

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From: Bertocci, Cynthia S <Cynthia.S.Bertocci@maine.gov>

Sent: Monday, September 21, 2020 10:39 AM

To: Hamilton, Andy <ahamilton@eatonpeabody.com>; Christopher Littlefield <hartlandmanager@gmail.com>; Debbie Cooper <yankeecooper@yahoo.com>; Linwood Violette <Rabbithunter727@gmail.com>; Rick Sanborn <79fordpuller@gmail.com>; Rod & Judy Pease <Rpease607@gmail.com>; Amanda Wade <awade@trcsolutions.com>

Cc: Bertocci, Cynthia S <Cynthia.S.Bertocci@maine.gov>; Burke, Ruth A <Ruth.A.Burke@maine.gov>; Eleftheriou, Victoria H <Victoria.H.Eleftheriou@maine.gov>; King, Molly <Molly.King@maine.gov>; Pizzuti, Lou S <Lou.S.Pizzuti@maine.gov>; Tierney, Katherine <Katherine.Tierney@maine.gov>; Tarbuck, Kathy <Kathy.Tarbuck@maine.gov>; Hinkel, Bill <Bill.Hinkel@maine.gov>

Subject: Hartland Sludge Landfill

Good morning.

I have attached the revised draft decision on the appeals of the Hartland Secure Sludge Landfill renewal license. At the August 20th meeting, the Board tabled a decision on the appeals to allow time for staff to draft language to incorporate additional conditions on: (1) monitoring of odor and (2) additional notice to persons living within 1000 feet of the facility. The revisions are underlined in the attached draft.

If you would like to comment on the revisions to the draft, please do so by this Friday, September 25th at 5:00 p.m. Comments should be sent to the Board Chair c/o Ruth Ann Burke and copied to persons on the Service List. Please confine comments to the revised language (which is underlined) on these two matters.

The Board is scheduled to review the revised draft at its meeting on October 15, 2020.

Thank you for your attention to this matter.

Cynthia S. Bertocci

Board of Environmental Protection

17 State House Station, Augusta, Maine 04333-0017

Phone: (207) 287-2452

Cynthia.s.bertocci@maine.gov

From: [Debbie Rice-Cooper](#)
To: [Burke, Ruth A](#)
Cc: [Eleftheriou, Victoria H](#); [King, Molly](#); [Pizzuti, Lou S](#); [Tierney, Katherine](#); [Tarbuck, Kathy](#); [Bertocci, Cynthia S](#); [Chris Littlefield](#); [Roderick Pease](#); [Rick Sanborn](#); [Lenny](#); [Eric A. Tuttle](#); [Irene White](#); [Paula Hughes](#); [Rhonda Southard](#); [Victoria Sanborn](#); [Hillary Lister](#); [Dana Colihan](#)
Subject: Comments from HEAT on the Amendments to the Relicensure Order for the Hartland Sludge Landfill
Date: Thursday, September 24, 2020 1:14:37 PM

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Dear Ms. Burke and Board Members:

Based on HEAT'S review of the proposed Amendments to the Relicensure Order, we provide the following comments:

1. As concerned citizens and based on our experiences with Hartland and the DEP, we offer the following comments regarding the the proposed changes to the language regarding future license applications as scoped and drafted by the Staff:

Just being copied on future license applications is really not enough for us to keep abreast of what is going on at the landfill and that could potentially effect our lives and since the DEP saw it necessary to grant a variance to the 1,000 foot setback, (if in fact they actually did) the people who live within this setback should be given extraordinary consideration of their concerns. Therefore, we suggest the following language be added : "All interested parties, including the Hartland Environmental Advisory Team (HEAT) and anyone with standing, shall be copied on any correspondence, reports, e-mails, documents, etc., regarding the Hartland Sludge Landfill, including but not limited to, anything from/to the Town (including but not limited to the treatment plant as well) or to/from TRC or anything internal at DEP and/or BEP regarding the Hartland Sludge Landfill and the amounts of each waste and what tests are done on the waste. This should include any financial information. In addition, the interested persons should be allowed to request information from the Town and the DEP and not be charged for it."

2. As concerned citizens and based on our experiences with Hartland and the DEP, we offer the following comments regarding the proposed change in the language regarding measurement of odors at the facility and neighboring properties as drafted by the Staff:

We do not feel that the language goes far enough. Since there is no definition of nuisance how can that determination ever be met? Also, there is no limit on how many or how long this can go on. If we can't have a definitive amount that will constitute a violation then we are right back where we started without any accountability. Just requiring the Town to update its O&M Manual to include an odor measurement system does no good if there are no limits or any consequences for violating those limits. We propose the following language to be included in this section: "If nuisance odor complaints continue after the Town has implemented all of the measures required of it by DEP to date, the landfill will be closed immediately. A nuisance odor is constituted by 10 complaints in one month period and/or an odor that permeates someone's house or garage or if it makes a person gag."

Here is our reasoning for disagreeing with the Board's decision: It does us no good to heap more and more tests and/or odor control methods if there will be no accountability when they don't work. They have ALREADY tried at least 4 different odor management options: 1) wind sock, 2) deodorizer and 3) lime, 4) cover. All have failed. That is why we are so disappointed in the Board's decision. This landfill has ALREADY violated the odor regulations. Hundreds of odor complaints in a few years is certainly a "continuing" violation and should have been enough to close this landfill down, not to mention all of the other problems discussed at the appeal hearing. Given the fact that a test lab refused to accept some of the waste that goes to Hartland because it smelled so bad and one of the town employees who went to the landfill with a Selectperson had to leave because it made her gag, we don't think this request is

unreasonable.

3. As concerned citizens and based on our experiences with the Town and DEP, we offer the following comments on the proposed language regarding Hydrogen Sulfide: Since Hydrogen Sulfide is a huge concern, we ask that the following language be added: "Monitoring for Hydrogen Sulfide will be done at the same regularity and places, which will include the bordering properties, as odor monitoring. Any detection of Hydrogen Sulfide in excess of standards will constitute a violation that will cause immediate closure of the Hartland Sludge Landfill."

IN ADDITION: We also request to be provided a copy of the proposed update to the O&M Manual regarding the odor measurement system and an opportunity to comment on it.

The citizens of Hartland feel as if they are being exploited by the Town and the State and in fact our Town Manager has said to one of the interested persons "You people are being sacrificed for the good of the Town.". This is unconscionable and now, if you bless this relicensure, you are enabling them to continue on this course. Indeed, now they can say, with more evidence, what they have been saying all along - "We are doing everything we are supposed to do." We know this is not true because we have provided evidence to the contrary in our appeal documents, and if this landfill had no odor problems then why is it the topic of discussion every time the subject of the Hartland Landfill comes up??? The State has been too lenient with Hartland and we the people are suffering and will continue to suffer if you continue to look the other way.

Thank you for your consideration of our concerns.

Debbie Cooper

HEAT

CLOSE IT TODAY TO PROTECT OUR TOMORROW

Remember the sign of insanity is doing the same thing over and over and expecting a different result.

[Sent from Yahoo Mail on Android](#)

From: [rick sanborn](#)
To: [Burke, Ruth A](#)
Cc: [Bertocci, Cynthia S](#); [Eleftheriou, Victoria H](#); [King, Molly](#); [Pizzuti, Lou S](#); [Tierney, Katherine](#); [Tarbuck, Kathy](#); [Hinkel, Bill](#)
Subject: Hartland Landfill appeal
Date: Friday, September 25, 2020 3:20:44 PM

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Good afternoon ,I would like to say thank you to the board for giving me a chance to speak with you all on my experience with the landfill.

1. Hydrogen Sulfide Monitoring I feel should be done by same location as before . I would like a copy of every test as before , Reason why it was by my property and instead of getting payment for power I wanted the test results in trade " which I thought was fair " . But my copy was BLOTCHED missing weeks or dates . I did point out in the Appeal that the levels was high . Remember it was Dep's paperwork. I would like to be on record that I am included for getting current paperwork to go forward. And by making stickler guidelines because of the health concerns that I have for the families in the housing development.

2. 1000ft set back which I don't understand why it got by this long . We're running a new landfill on old landfill permits . 30 + years on a permit due to can't meet requirements or no funds . But everyone is fine with it because they don't live by it . Or have to smell everyday . I would like to get certified letters for every update and new contracts that happen going forward . Due to only getting ONE (1) yes ONE letter in the mailbox since living at my address since 1996.

Thank you. Rick Sanborn